IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL REVISION APPLICATION NO.140 OF 2006

Shri Sanjay Narayan Tikone ...Applicant.
V/s.
The State of Maharashtra ...Respondent.

Shri Vikas Shivarkar i/b Yogesh Pawar for Applicant.
Mr.A.S.Shitole, A.P.P. for Respondent/State.

CORAM: D.B.BHOSALE, J.
DATE : 28th June, 2006.

P.C.:

1. This revision is directed against the concurrent findings recorded by the Courts below convicting the accused for the offence punishable under Section 498A read with 34 and 306 of the Indian Penal Code. Initially all the family members were involved in the offence out of which only applicant, his mother and second wife were convicted under Sections 306 and 498A read with 34 of the Indian Penal Code and they are sentenced to suffer R.I. for one year. In appeal, conviction of accused nos.2 and 5, i.e., mother and second wife of the applicant was set aside and the order of conviction of the applicant alone came to be confirmed by the impugned judgment. I am informed that the applicant is suffering from some ailment and has already undergone 8 months' imprisonment.

2. Mr.Shivarkar, the learned counsel for the

Applicant on instructions submits that he is not pressing this Revision Application on merits and the applicant will be satisfied if the sentence is reduced to undergone. This submission was not opposed by the learned A.P.P.

3. The learned A.P.P. produced medical papers on record which show that applicant is suffering from some ailment. Considering the aforesaid facts, I am of the view that following order shall meet the ends of justice.

ORDER

. Revision is partly allowed. Sentence of the Applicant is reduced from one year to 9 months. The order of conviction is maintained. Revision Application is accordingly disposed of.

(D.B.BHOSALE, J.)